



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Yash Sinha, et al.  
Serial No.: 10/707,168.  
Filing Date: November 25, 2003  
Docket No.: 2002-039  
Examiner: Not Yet Known  
Art Unit: Not Yet Known  
Title of Invention: Single Metal Container

TRANSMITTAL OF SIGNED DECLARATION  
AFTER DATE OF FILING OF THE APPLICATION

Honorable Commissioner of Patents & Trademarks  
Washington, D.C. 20232

Sir:

Enclosed herewith is a completed Declaration Form (2 sheets), now additionally executed by the currently named coinventors: Mark Benko, Ronald Dale Turner and Philip Kadleck.

The declaration form of inventor Yash Sinha, has already been submitted on 11/25/2003, when this case was originally filed.

The signatures of all currently named inventors, are now complete, by this submission.

The PTO is authorized to charge the \$130. surcharge fee for late submission of the inventor(s') signature(s), to our Army account no. 19-2201. A separate fee letter is herewith attached for this purpose.

Respectfully,

3/17/2004  
Date

Michael C. Sachs

Michael C. Sachs  
Attorney for Applicants  
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**FEE LETTER**

Honorable Commissioner of Patents & Trademarks  
Washington, D.C. 20232

Sir:

This is in connection with Applicants' response to the above identified Office Action.

The PTO is hereby authorized to charge the sum of \$130. from the Army's account no. 19-2201 for the following charges:

**Surcharge for filing declaration on a date after the filing date.**

The PTO is also authorized to charge the corrected fees for the above-described services, in the event the undersigned has misquoted or miscalculated the correct prices in the amount that was authorized herein.

Respectfully

3/19/2004  
Date

Date

Michael C. Sachs

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MAR 2 2 2004

Page 1 of 2 pages.  
Docket no. 2002-039

## **Declaration and Power of Attorney For Patent Application**

**As a below named inventor, I hereby declare that:**

**My residence, post office address and citizenship are as stated below next to my name.**

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor(s), (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: Single Metal Container.

**the specification of which: (check one)**

XXX was filed on November 25, 2003 as United States Application Number  
10/707,168.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

***I (We) hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).***

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or of any PCT International application having a filing date before that of the application on which priority is claimed.

**Prior Foreign Application(s):**

### Priority Not Claimed

N/A \_\_\_\_\_ (Number) \_\_\_\_\_ (Country) \_\_\_\_\_ (Month/Day/Year Filed) \_\_\_\_\_

I (We) hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

60/319,959 2/20/2003  
(Application Serial No.) (Filing Date)

I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose all information which is material to patentability as defined in Title 37, C.F.R. Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

N/A \_\_\_\_\_  
(Application Serial No.) \_\_\_\_\_ (Filing Date) \_\_\_\_\_

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Michael C. Sachs (Reg. No. 29,262); Robert Charles Beam (Reg. No. 28,182); John F. Moran (Reg. No. 26,313).

Send Correspondence to: U.S. Army TACOM-ARDEC, Attn: AMSTA-AR-GCL, M. Sachs / Building 3, Picatinny Arsenal, N.J. 07806-5000.

Direct Telephone Calls to: Michael Sachs (973)724-6595 / FAX (973) 724-5552 ; e-mail: msachs@pica.army.mil

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name+ Address (residence and post office address are identical) of Inventor-1; (Citizenship-USA)	Yash Sinha
Date signed + Signature:	
Name+ Address (residence and post office address are identical) of Inventor-2; (Citizenship-USA)	
Mark Benko	1801 Moore Ave Greenville, TX 75445
Date signed + Signature:	
Name+ Address (residence and post office address are identical) of Inventor-3; (Citizenship-USA)	
Ronald Dale Turner	325 Peppermill Rd Chuckey, TN 37641
Date signed + Signature:	
Name+ Address (residence and post office address are identical) of Inventor-4; (Citizenship-USA)	
Philip Kadlecik	2008 LAKeway BLVD, AUSTIN, TX 78734
Date signed + Signature:	



PTO/SB/92 (12-97)

Approved for use through 9/30/00. OMB 0651-0031

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## Certificate of Mailing under 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to:

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Kathryn Vander Sande  
Signature

KATHRYN VANDER SANDE  
Typed or printed name of person signing Certificate

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- Transmittal Letter (1 Sheet Text)
- Fee Letter (1 Sheet, Text)
- Declaration (2 Sheets, Text)
- AMSMC Form 1757

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.